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Counsel for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EFREN RAMOS, individually and on behalf of
all other persons similarly situated,

Plaintiff,

vs.

THE GAP, INC.

Defendant.

Case 4:23-cv-04715-HSG

Hon. Haywood S. Gilliam, Jr.

**STIPULATION TO EXTEND
OPPOSITION AND REPLY
DEADLINES ASSOCIATED WITH
DEFENDANT'S MOTION TO
DISMISS; ORDER**

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff Efren Ramos (“Plaintiff”) and
2 Defendant The Gap, Inc. (“Defendant”) (collectively the “Parties”), by and through their
3 undersigned counsel, hereby respectfully submit this joint stipulation to extend the opposition and
4 reply deadlines associated with Defendant’s Motion to Dismiss Complaint (“Motion to Dismiss”)
5 (ECF No. 16):

6 WHEREAS, Plaintiff’s Complaint was filed on September 13, 2023;

7 WHEREAS, through four stipulations filed on December 6, 2023, January 5, 2024,
8 January 12, 2024 and January 23, 2024, respectively, Defendant’s deadline to respond to
9 Plaintiff’s Complaint was extended until January 26, 2024;

10 WHEREAS, Defendant filed its Motion to Dismiss on January 26, 2024 and set the
11 hearing on the Motion to Dismiss for April 4, 2024 at 2:00 p.m.;

12 WHEREAS, pursuant to Civil Local Rule 7-3, Plaintiff’s opposition to Defendant’s
13 Motion to Dismiss is currently due on February 9, 2024;

14 WHEREAS, due to existing litigation conflicts, Plaintiff requires additional time to
15 prepare and file his opposition to Defendant’s motion to dismiss;

16 WHEREAS, the parties have met and conferred and agreed to extend Plaintiff’s deadline
17 to file his opposition to the Motion to Dismiss from February 9, 2024 to March 1, 2024, as well as
18 extend Defendant’s resultant deadline to file its reply by one week, from March 8, 2024 to March
19 15, 2024;

20 WHEREAS, there have been no previous requests to extend the opposition and reply
21 deadlines;

22 WHEREAS, with these extensions, the briefing would be complete twenty (20) days
23 before the April 4, 2024 hearing on Defendant’s Motion to Dismiss, which is sufficient time
24 before the hearing under the Civil Local Rules;

25 WHEREAS, these extensions would not alter the date of any event or any deadline
26 already fixed by Court order;

1 NOW, THEREFORE, the Parties stipulate that Plaintiff's opposition to Defendant's
2 Motion to Dismiss shall be due on March 1, 2024, and Defendant's reply in support of its Motion
3 to Dismiss shall be due on March 15, 2024.

4 IT IS SO STIPULATED.

5
6 Dated: February 6, 2024

BURSOR & FISHER, P.A.

7 By /s/ L. Timothy Fisher
8 L. Timothy Fisher
9 Counsel for Plaintiff

10 Dated: February 6, 2024

MORGAN, LEWIS & BOCKIUS LLP

11 By /s/ Joseph Duffy
12 Joseph Duffy
13 Counsel for Defendant
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FILER'S ATTESTATION

Pursuant to Local Rule 5-1(i)(3) regarding signatures, I attest that all other signatories listed, and on whose behalf this filing is submitted, concur in the document's content, and have authorized the filing.

Dated: February 6, 2024

BURSOR & FISHER, P.A.

By: /s/ L. Timothy Fisher
L. Timothy Fisher
Counsel for Plaintiff

ORDER


Having considered the Parties' Stipulation to Extend Opposition and Reply Deadlines Associated with Defendant's Motion to Dismiss, and good cause appearing, it is hereby

ORDERED that:

1. Plaintiff's opposition to Defendant's Motion to Dismiss shall be due on March 1, 2024.
2. Defendant's reply in support of its Motion to Dismiss shall be due on March 15, 2024.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 2/7/2024


Hon. Haywood S. Gilliam, Jr.
United States District Judge